

# United States District Court

SOUTHERN

DISTRICT OF

NEW YORK

MIRANT NEW YORK, LLC

## SUMMONS IN A CIVIL CASE

v.

LOCAL UNION 503 OF THE INTERNATIONAL  
BROTHERHOOD OF ELECTRICAL WORKERS

CASE NUMBER  
07 CV 4166

JUDGE PRESKA

TO: (Name and address of defendant)

Local 503 of the International Brotherhood of Electrical Workers  
Attn: James C. Humphrey, President/Business Manager  
3 Rieger Drive  
Monroe, NY 10950

**YOU ARE HEREBY SUMMONED** and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

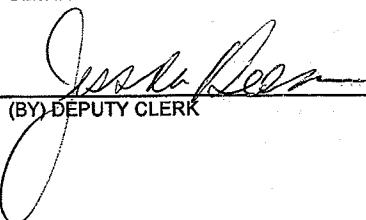
Piret Loone  
Alston & Bird LLP  
New York, NY 10016-1387

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

MAY 29 2007

**J. MICHAEL McMAHON**

CLERK

  
(BY) DEPUTY CLERK

DATE

MIRANT NEW YORK, LLC,

ATTORNEY: DLS  
FF/INDEX #: 07 CV 4166  
DATE FILED: 5/29/07  
DOCKET #:

- AGAINST -

Plaintiff(s)/Petitioners(s)

LOCAL UNION 503 OF THE INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS,

Defendants(s)/Respondent(s)

COURT D/T:

AMOUNT:

STATE OF NEW YORK COUNTY OF ORANGE ss:

THE UNDERSIGNED DEPONENT BEING DULY SWEORN DEPOSES AND SAYS DEPONENT IS NOT A PARTY TO THIS ACTION AND IS OVER THE AGE OF EIGHTEEN YEARS AND RESIDES IN THE STATE OF NEW YORK.

That on 6/1/07 at 2:00 PM at 3 RIEGER DRIVE  
MONROE, NY 10950

deponent served the within **SUMMONS IN A CIVIL CASE AND COMPLAINT FOR DECLATORY JUDGMENT AND INJUNCTIVE RELIEF, INDIVIDUAL PRACTICES OF JUDGE LORETTA A. PRESKA,\***

on **LOCAL UNION 503 OF THE INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS**

therein named

**CORPORATION**  By delivering to and leaving with **JAMES C. HUMPHREY**  
so served to be the **PRESIDENT/BUSINESS MANAGER**

and that he knew the person  
of the corporation, and authorized to accept service.

AND AT THE SAME TIME PAYING IN ADVANCE

THE AUTHORIZED FEE

**DESCRIPTION** Deponent describes the individual served as follows:

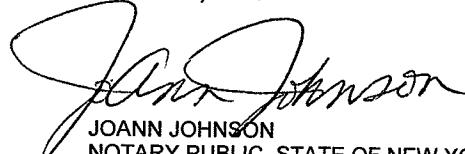
**MALE, WHITE SKIN, GREY HAIR, 65 YRS., 6'3" (WAS SEATED), 270 LBS.**

Other identifying features:

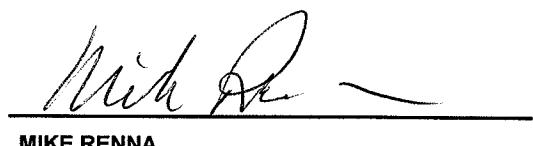
**\*INDIVIDUAL RULES OF PRACTICE OF JUDGE KEVIN NATHANIEL FOX, CONSENT TO PROCEED BEFORE**

**\*\*3RD AMENDED INSTRUCTIONS FOR FILING AN ELECTRONIC CASE OR APPEAL**

Sworn to before me on: JUNE 1, 2007

  
JOANN JOHNSON  
NOTARY PUBLIC, STATE OF NEW YORK  
QUALIFIED IN ORANGE COUNTY  
COMMISSION EXPIRES JULY 15, 2010  
01G05013764

JOHN GOULD  
NOTARY PUBLIC, STATE OF NEW YORK  
QUALIFIED IN ORANGE COUNTY  
COMMISSION EXPIRES JULY 15, 2010  
01G05013764

  
MIKE RENNA

KATHLEEN GOULD  
NOTARY PUBLIC, STATE OF NEW YORK  
QUALIFIED IN ORANGE COUNTY  
COMMISSION EXPIRES NOVEMBER 30, 2010  
4632958